



Jim Doyle, Governor
Mary P. Burke, Secretary

Wisconsin Department of Commerce, Bureau of PECFA

Bid Document

SECTION 1 - Scope of Work

The Bureau of PECFA is seeking competitive bids to perform remedial services for a petroleum release from a regulated petroleum product storage tank system. This bid is for a specified work scope. The site upon which bids are being solicited is:

Bid Round: 44
Comm #: 53956-1299-02
BRRTS #: 03-14-101090
Site Name: Dairyland Oil Co Auto Center
Site Address: 102 N Columbus St, Randolph, 53956
Site Manager: Denise Nettesheim
Address: 3911 Fish Hatchery Rd
City, State Zip: Fitchburg, WI 53711-5367
Phone: 608-275-3209
e-mail: denise.nettesheim@wisconsin.gov
Bid Manager: Gena M. Larson
Address: P.O. Box 8044
City, State Zip: Madison, Wisconsin 53708-8044
Phone: (608) 261-5404
e-mail: Gena.Larson@Wisconsin.Gov

Bid-Start Date:	July 17, 2006
Questions must be received by (See Section 2 (B)):	July 31, 2006, 4:00 PM
Responses will be posted by (See Section 2 (B)):	August 18, 2006
Bid-End Date and Time:	September 01, 2006, 4:00 PM

The case file, including report(s) and other pertinent information upon which bids are being sought, are available for review at the Site Manager's location listed above. Please contact the Site Manager for an appointment to review the file.

Copies of report(s) and other pertinent information are available for purchase at the location listed below. If pertinent information is not available, please contact the Site Manager.

Action Legal-Madison, 1 E Main, Madison, WI 53703

Phone: (608) 663-1041

Fax: (608) 663-1045

SECTION 2 – Site-Specific Bid Requirements

A) Site Manager Comments

1) General Comments:

The site is currently used as a service station and retail gasoline sales facility. Four underground storage tanks (USTs) (unleaded gas and diesel) and one above ground storage tank (AST) (kerosene) are currently in use. Five USTs were removed in 1989 and seven ASTs were removed in 1998. The tanks held fuel oil, diesel, kerosene, and gasoline.

In October 2001, 713 tons of soil was excavated from the site. Free product has been documented in three monitoring wells (MW-2, MW-8, MW-10) since December 2001, this is after the remedial soil excavation was performed. The maximum thickness measured has been 0.61 ft. in MW-8. The last measurement taken in November 2004 was 0.23 ft. of product in MW-8.

The site is underlain by gravelly silt to 11 ft. below ground surface (bgs) where dolomite bedrock is encountered. Depth to groundwater is 9 to 12 ft. bgs. Groundwater flow direction is poorly defined but appears to flow generally to the east.

2) Minimum Remedial Requirements:

Groundwater Monitoring

Conduct 2 years of groundwater sampling and analysis according to the following schedule in the table below. Natural attenuation (NA) parameters must be sampled for in all monitoring wells in one round. At minimum, NA parameters must include dissolved oxygen, ferrous iron, nitrate, and sulfate.

Well	Semi-Annually	Annually
MW-2, MW-4, MW-5, MW-6, MW-8, MW-9, MW-10, MW-20	X PVOCs in all rounds. PAHs in first two rounds only.	
MW-7, MW-12, MW-13, PZ-10		X PVOCs in all rounds.

Groundwater elevations must be measured in all monitoring wells, referenced to mean sea level, reported in tabular form, groundwater flow diagrams prepared and horizontal and vertical gradients calculated for each sampling round. Tabulate all historical and current groundwater sampling data into one table.

Soil Sampling

The degree and extent of soil contamination in the bermed area (location of former ASTs) and near the pump islands needs to be defined. Advance borings using direct push probe technology to define the extent both horizontally and vertically.

Continuous field screening must be performed and a minimum of two soil samples must be collected in each borehole and analyzed for PVOCs and PAHs. Samples should be collected in the 0 to 4 ft. interval (direct contact evaluation) and at the soil/bedrock interface. Boring logs must be completed and borings must be appropriately abandoned. Prepare site maps that outline the extent of contamination both horizontally and vertically (cross-section). For purposes of the bid, advance a minimum of 10 borings to the bedrock surface, approximately 12 ft. below ground surface. The soil sampling activities must be completed within the first year of conducting work under this bid scope.

The lowest cost bidder will be asked to provide on short notice (fax or email) during the bid evaluation process, a diagram depicting the location of proposed soil boring locations to be ultimately considered compliant.

The bid shall include costs for proper disposal of all investigative/remediation wastes.

Free Product Recovery

Free product recovery is required. Hand bailing or other passive recovery methods will be acceptable. On a monthly basis, remove as much free product and contaminated groundwater as possible in monitoring wells with historical detections of free product. An update on recovery efforts shall be submitted to the DNR project manager on an annual basis. The update should include; date, amount of product in well(s) (inches), product/water removed (gallons), estimate/actual product removed (gallons) and comments. The bid shall include costs for proper disposal of all free product recovery wastes. All historical and current free product recovery information must be documented and tabulated into one table.

Monitoring Well Survey

Survey the location of all monitoring wells according to the requirements in ch. NR 141, Wis. Adm. Code. The surveying must be completed before commencing with the groundwater sampling. Update the base map and update the groundwater elevations in the sampling results tables, referenced to mean sea level.

Reporting

After one year of groundwater sampling, submit a brief report to DNR that documents the surveying activities, soil sampling activities and data results, groundwater-sampling results and free product recovery results to date.

Completion of SOW / Closure Re-Submittal

Upon completion of the SOW discussed above, evaluate site conditions and all historical soil and groundwater analytical data, and evaluate the potential for closure consistent with the requirements of ch. NR 726, Wis. Adm. Code. Submit to the DNR a final report of data results and documentation of the work activities completed in accordance with this bid. The information will be added to the file for review and the site will be reconsidered for closure.

3) Reporting Timeframes:

Within 60 days of the Commerce notification of the maximum reimbursement amount, the responsible party (RP) must execute a written contract with one of the firms that submitted a bid. Failure to execute the written contract within this time will result in ineligibility of interest expenses incurred from the date of the reimbursement cap letter until a contract is executed and work commences at the site. Work must commence within 45 days of signing a contract. There are specific reporting requirements in Comm 47.70 to monitor the progress of activities at each bid site and there maybe additional reporting requirements outlined above. The consulting firm that is contracted to complete the scope of work is required to report the progress of this site to Commerce electronically on the web site at each of the following points:

1. Within fourteen days of executing or terminating a contract with the RP.
2. Three months after entering into the contract with the RP.
3. Twelve months after beginning the work in the successful bid, unless the project is completed before that time (point 6 applies).
4. Twelve months after submitting the previous report (point 3), unless the project is completed before that time (point 6 applies).
5. No later than 10 days after encountering a change in circumstances (the list of circumstances is in Comm 47.70 (3)).
6. No later than 30 days after completing the work.
7. As directed by Commerce.

If Commerce determines that the consulting firm is failing to make adequate progress to complete the scope of work, Commerce will notify the RP and may reduce the reimbursement to accurately reflect the work completed.

4) Claim Submittal:

A claim must be submitted to Commerce within 120 days of submitting the report described in *Reporting Timeframe, point #6*. If a claim is not submitted by the deadline described above, interest costs from the date the report (point #6) is submitted to the date the claim is receive will not be reimbursed to the claimant. Claim preparation costs must be included in the Total Bid Amount and is considered within the reimbursement cap.

B) Questions and Answers

Questions, answers and interpretations will be considered an amendment of this solicitation. All questions must be submitted in writing (fax and electronic mail submittals are acceptable) to the Bid Manager identified in Section 1 of this solicitation. All answers and interpretations shall be in writing from the Bid Manager. Neither the PECFA program nor Commerce shall be legally bound by any amendments or interpretations that are not in writing. Bidders are not to contact other personnel located within the Department of Commerce/Bureau of PECFA concerning the site or the bid solicitation between the Bid Announcement Date and Bid End Date. No further questions will be addressed after the deadline for submitting questions identified in Section 1.

SECTION 3 - Conditions of Bid

The successful bidder will be the entity that complies with all provisions of the bid and provides the lowest total cost, excluding interest, for the site-specific bid requirements described in Section 2. In preparing the bid, the bidder must assume compliance with all applicable codes, including, but not limited to, §Comm 46, §Comm 47, and §NR 700 Wis. Admin. Codes.

The bid Commerce selects to determine the least costly method of remedial action will be the least costly qualified bid. Commerce will rank the bids solely on the basis of cost. Evaluation of bids will continue until the least costly qualified bid is identified. Submittals from an individual or firm during their period of disqualification from bidding, submittals received late and for submittals without a certified commitment (performance assurance and/or signature) will not be considered as bids. Commerce may disqualify a bid for the following reasons:

- Requirements of the bid specifications have not been met.
- The remedial strategy is not appropriate to the geologic setting.
- A Total Bid Amount is insufficient to fund the activities described in the bid specifications.

Commerce reserves the right to reject any and all bids.

Any proposed technology or methods used in the remediation must be allowed for use in the State of Wisconsin and approvable by the agency with jurisdiction (Natural Resources or Commerce).

The bidder Commerce intends to select may be required to provide input to and attend a meeting with the PECFA program and the claimant to explain the bid and remedial approach.

If a bid is disqualified, Commerce will provide written notification to any individual or firm that submitted a disqualified bid. The notification shall specify the reasons for the disqualification, and inform the individual or firm of their right to protest or appeal the decision. If a bid is more costly than the bid Commerce intends to select, the bid will not be reviewed.

The *Notice of Intent* will identify the least costly bid, disqualified bid(s) and bid(s) not reviewed. The *Notice of Intent* will be sent to the RP and will be posted on PECFA's Internet Web site.

SECTION 4 - Instructions to Bidders

Between the bid start and end dates, bidders shall not discuss or attempt to negotiate any aspects of the bid with the RP, other potential bidders or program staff without prior approval of the Bid Manager identified in Section 1. Infractions will result in rejection of the violator's bid and may result in a formal complaint being filed with the Department of Regulation and Licensing.

If access to the site is necessary for the preparation of a bid, access shall be arranged through the Bid Manager. If the Bid Manager is not able to arrange site access, this will not delay the bid process nor negate the comparison and selection from among the bids submitted. All costs associated with a site visit or preparation of a bid will be the bidder's responsibility.

The Bidding Process must conform to the following:

1. The Bid Response shall address all the site-specific bid requirements identified in Section 2.
2. The total bid amount to accomplish the stated goal must include all fees, reporting costs, pre- and post-closure costs and costs for establishing restrictions or institutional controls, when applicable (interest costs are excluded).
3. The submittal must include a copy of the Bid Response document signed by a Professional Engineer, Professional Geologist, Hydrologist or Soil Scientist licensed by the State of Wisconsin. The appropriate registration number of the professional license must be included. Registration requirements are listed in Comm 5.
4. Bids *cannot* be faxed directly to the program. Documents received by fax will not be considered.
5. Bids, amendments thereto or withdrawal requests must be received by 4 pm on the bid end date.
6. The consulting firm's name must be included and all pages of the Bid Response.
7. All costs must be printed (ink, typewritten or computer). Errors must be crossed out, corrections entered and initialed by the person signing the bid. Correction fluid is not allowed. No bid shall be altered or amended after the time specified for the bid end date.
8. Each bidder shall fully acquaint themselves with conditions relating to the scope and restrictions attending to the execution of the work under the conditions of this bid. The failure of a bidder to acquaint themselves with existing documented conditions shall in no way relieve any obligation with respect to this bid.
9. All amendments to and interpretations of this bid shall be in writing from the Bid Manager. Neither Commerce nor the program shall be legally bound by any amendment or interpretation that is not in writing.
10. This bid is intended to promote competition. If the language, specifications, terms and conditions, or any combination thereof restricts or limits the requirements in this bid to a single source, it shall be the responsibility of the interested bidders to notify the program in writing so as to be received five days prior to the opening date. The bid may or may not be changed; however a review of such notification will be made prior to award.

SECTION 5 - Bidder Disqualification

Commerce may disqualify from public bidding any individual or firm that has committed any of the following (Comm 47.67 (1) (a)):

- 1) Failed to complete the scope of work within the reimbursement cost cap established through public bidding.
- 2) Failed to complete the scope of work in a bid in a timely manner.
- 3) Failed to follow DNR rules on the bid project.
- 4) Received one or more notices from Commerce under s. Comm 47.62 (2) that assess the financial management of an investigation as unacceptable.
- 5) In any prior occurrence that has been publicly bid, failed to do either of the following:

- a. Pay subcontractors after receiving payment for them.
 - b. Obtain lien waivers on or before the date of the final payment by the RP or the PECFA program, from all subcontractors paid under subd. 5. a.
- 6) Failed to execute a contract with the RP as required in s. Comm 47.69 (1).
- 7) Failed to commence work within 45 days after executing a contract, as required in s. Comm 47.69 (3).

Commerce may disqualify any individual or firm from performing further work on a project if the individual or firm has not completed any of the six reporting points required in Comm 47.70 and outlined in Section 2 of this bid document. Commerce will review and address the issue as stated in Comm 47.70 (4).

BID RESPONSE
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Department of Commerce PECFA Program

SITE NAME: Dairyland Oil Co Auto Center
COMMERCE #: 53956-1299-02
BRRTS #: 03-14-101090

Submit Bid Response To: Cathy Voges
Public Bid Response
Department of Commerce PECFA Bureau
201 W Washington Ave, Madison WI 53703-2790 or
PO Box 8044, Madison WI 53708-8044

Consulting Firm Name: _____

Address: _____

Telephone: () - _____

Fax Number: () - _____

E-mail Address: _____

Bidder (check one that applies):

<input type="checkbox"/>	Professional Engineer	License # _____
<input type="checkbox"/>	Professional Geologist	License # _____
<input type="checkbox"/>	Hydrologist	License # _____
<input type="checkbox"/>	Soil Scientist	License # _____



Use this box to certify (by marking with a check or X) a commitment to complete the work described in the bid specifications in its entirety for the Total Bid Amount proposed below. Failure to provide this performance assurance will disqualify this bid response. Providing unsolicited qualifications and/or contingency statements in your bid submittal will disqualify the bid response.

Total Bid Amount: \$ _____

Print Name: _____

Title: _____

I certify that I have the authority to commit my organization or firm to the performance of the bid I have submitted.

Signature: _____

Personal information you provide may be used for secondary purposes [Privacy Law, s. 15.04(1)(m)].

BID RESPONSE
(2nd Page)

Department of Commerce PECFA Program

SITE NAME: Dairyland Oil Co Auto Center
COMMERCE #: 53956-1299-02
BRRTS #: 03-14-101090**Consulting Firm Name:** _____

A bid will be considered to be non-complaint if the bid response does not include separate tabulation of cost for each activity.

1	First year work activities and reporting	\$	
2	Second year work activities and reporting	\$	
3		\$	
4		\$	
5		\$	
6		\$	
7	PECFA Claim Preparation	\$	
8	Total Bid Amount	\$	